

Message Text

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ACTION IO-14

INFO OCT-01 EUR-25 ISO-00 CIAE-00 DODE-00 PM-07 H-03

INR-10 L-03 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SPC-03

SS-15 USIA-15 ACDA-19 COA-02 DLOS-06 EB-11 OIC-04

AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04 INT-08

JUSE-00 NSF-04 OMB-01 TRSE-00 AF-10 ARA-16 EA-11

NEA-10 DRC-01 SCI-06 /255 W
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FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC 9858

INFO AMEMBASSY LONDON

C O N F I D E N T I A L USUN 3626

LONDON FOR IMCO

E.O. 11652: GDS

TAGS: PFOR PBOR UN

SUBJ: LAW OF THE SEA

1. UK DEPERMREP JAMIESON BRIEFED US 3 OCT ON DISCUSSION WHICH BRITISH, AS WEO GROUP CHAIRMAN FOR OCT, CONDUCTED WITH WEO'S ON LOS CONFERENCE MATTERS RAISED BY AMERASINGHE. HE SAID WEO'S GENERALLY AGREE WITH BRITISH/NORWEGIAN LINE THAT OPTIMUM RESULT OF FIRST COMMITTEE'S LOS DISCUSSION WOULD BE ADOPTION OF A RES BY COMMITTEE 1 ON 22 OCT WHICH, IN ADDITION TO DETERMINING THE INAUGURAL SESSION FOR THE NOV/DEC PERIOD, WOULD (A) HAVE THE EFFECT OF TERMINATING THE SEABEDS COMMITTEE; (B) FIX THE DATES, DURATION AND LOCATION OF THE SUBSTANTIVE SESSIONS IN 1974; (C) DECIDE WHAT STATES SHOULD BE INVITED TO PARTICIPATE IN THE CONFERENCE; (D) ASK WALDHEIM TO BE THE CONFERENCE SYG AND TO APPOINT A REP (STAVROPOULOS);
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(E) ASK WALDHEIM TO PREPARE DRAFT CONFERENCE RULES OF PROCEDURE.

JAMIESON REPORTED THERE WAS GENERAL AGREEMENT THAT A FIRST SUBSTANTIVE SESSION SHOULD BE HELD IN THE APRIL/MAY PERIOD BUT ONLY PROVIDED THIS WOULD BE REGARDED AS A FULL CONFERENCE MEETING, NOT SOME "PREPARATORY" SESSION. VIENNA WAS NOT OUT OF THE QUESTION AS CONFERENCE SITE BUT THE AUSTRIAN GOVT WOULD NOT DISCUSS THE MATTER UNLESS AND UNTIL THE CHILEAN GOVT WERE TO BOW OUT. IN REPLY TO JAMIESON'S QUESTION WE SAID WE DID NOT THINK WASHINGTON WOULD REGARD AS APPROPRIATE ANY POSSIBLE US INTERVENTION WITH THE GOC ON SITE BUT ADDED, IN RESPONSE TO HIS FURTHER QUESTION, THAT WE WOULD NOT WISH TO DISSUADE HIM FROM MAKING POINT TO CHILEAN CHARGE HOLGER THAT, IF GOC DECIDES TO WITHDRAW SANTIAGO, COMMUNICATION TO UN TO THAT EFFECT IS BETTER RECEIVED EARLIER THAN LATER.

2. ON CONFERENCE AGENDA WE AGREED WITH JAMIESON THAT THE AGENDA SHOULD BE ESSENTIALLY THE LIST OF ISSUES AGREED AT THE 1972 SUMMER SEABEDS COMMITTEE SESSION. JAMIESON COMMENTED HE DID NOT LIKE AMERASINGHE'S PROPOSED ADDITIONAL REFERENCE TO GA RES 2750C BECAUSE IT MIGHT BE TAKEN AS SUGGESTING THAT THE PRINCIPAL CONFERENCE TASK IS TO ESTABLISH A SEABEDS REGIME. HE THOUGHT WAY TO DEAL WITH THIS WAS TO LIMIT SUCH A REFERENCE TO THE PREAMBLE AND THUS RENDER IT HARMLESS. STRESSING WE SPEAKING WITHOUT INSTRUCTIONS, WE SAID REFERENCE TO 2750C SEEMED ENTIRELY UNNECESSARY AND POSSIBLY CAPABLE OF PRODUCING CONFUSION.

3. WITH REGARD TO CONFERENCE PARTICIPATION JAMIESON SAID THAT WEO CONSULTATIONS REVEALED STRONG (ALTHOUGH UNSPECIFIED) NEW ZEALAND CONCERN TO GET COOK ISLANDS REPRESENTED AT THE CONFERENCE. HE THEN REPORTED THAT STANGHOLM OF NORWAY HAD PRIVATELY PROPOSED TO HIM THAT FIRST COMMITTEE SHOULD, FIRST, DECIDE TO INVITE STATES MEMBERS AND SHOULD THEN IN A LATER INFORMAL OR "RUMP SESSION" DECIDE WHAT STATES SHOULD IN ADDITION RECEIVE INVITATIONS. WE PROTESTED STRONGLY WHEN JAMIESON SAID HE WAS ATTRACTED TO THIS AS A WAY OF PREVENTING VIOLENT POLITICAL DISUPTE IN FIRST COMMITTEE AND POSSIBLE DELAY IN INAUGURAL SESSION OF THE CONFERENCE. WE REFERRED TO "ALL STATES MEMBERS PLUS DRV" FORMULATION, ON CONFIDENTIAL

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WHICH WE ARE AWAITING MOSCOW'S RESPONSE, AND INSISTED THAT SUGGESTION FOR A FIRST COMMITTEE MEETING, HOWEVER "INFORMAL", TO DECIDE ON "ADDITIONAL STATES" IS TO SUGGEST EXISTENCE OF A GREAT MANY SUCH STATES WHICH SHOULD PARTICIPATE IN THE CONFERENCE. APART FROM THE DRV, THIS WAS SIMPLY NOT THE CASE. STANGHOLM'S SUGGESTION WOULD STIMULATE INVITATIONS TO LIBERATION GROUPS, THE COUNCIL FOR NAMIBIA, ETC; ALTHOUGH WE MIGHT IN THE END HAVE TO FACE THIS RANGE OF

QUESTIONS, THEY SHOULD CERTAINLY BE PUT ASIDE IF AT ALL POSSIBLE. JAMIESON SAID HE WAS INCLINED TO SEE SOME MERIT IN THIS LINE OF ARGUMENT.

4. ON SEPARATE MATTER OF CONFERENCE STRUCTURE, JAMIESON SAID WEOS FELT STRONGLY THAT THE CONFERENCE GENERAL COMMITTEE VICE-PRESIDENCIES SHOULD BE BASED ON GA RES 1990 OF 1963 WHICH ALLOCATES THE 17 GA VICE-PRESIDENCIES AMONG THE FIVE REGIONAL GROUPS (AND INCLUDES EXPRESS MENTION OF FIVE PERMANENT MEMBERS). OTHER GC MEMBERS WOULD BE THE PRESIDENT OF THE CONFERENCE, THE CHAIRMEN OF THE THREE OR FOUR MAIN COMMITTEES AND THE CHAIRMAN OF THE DRAFTING COMMITTEE.

5. JAMIESON SAID HE INTENDED TO SEE KOLESNIK OR SMIRNOV OF USSR DEL AND WOULD KEEP US INFORMED.
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